



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :  
Johann BELLER et al : Examiner: T. Miller  
Appn. No. 09/884,955 : Group Art Unit: 2855  
Filed: June 21, 2001 :  
For: APPARATUS FOR GENERATING :  
AND CONDUCTING A FLUID FLOW, )  
AND METHOD OF MONITORING :  
SAID APPARATUS : )

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION REQUESTING CONSIDERATION  
OF INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to 37 C.F.R. §1.97(d), Applicant, through counsel, hereby petition the Commissioner for consideration of the accompanying Information Disclosure Statement which is being submitted after issuance of the Notice of Allowance and concurrently with payment of the Issue Fee in the application.

The art cited in this Information Disclosure Statement was cited by the Canadian Patent Office during the prosecution of the corresponding Canadian application.

It was noted in the Canadian Patent Office that this reference (Natwick) does not disclose a measuring arrangement responsive to the displacement motions performed by the flow vessel and having a strain sensor for sensing a strain of the support means and providing a sensor signal representative of the displacement motions performed by the flow vessel. Further, Natwick does not teach or suggest the use of the pressure sensor output signal (shown in Fig. 16, oscilloscope trace 600, Fig. 17., oscilloscope trace 620 or Fig. 18,

oscilloscope trace 640 in connection with the disclosure on page 25, line 17 to page 26, line 35) for deriving a frequency of the displacement motions, for estimating an instantaneous volume flow rate of the fluid and/or a totalized volume or for deriving a suction head of the apparatus as claimed. Moreover, Natwick discloses only the use of the pressure signals for detecting occlusion of the flow lines (= flow vessel).

Finally, Natwick does not disclose or teach either a sampler for taking samples of a fluid or a method of operating such a sampler because there is only disclosed a medical pump system acting on a patient's vascular system (see page 1, lines 20 ff).

Please charge any fee associated with this Information Disclosure Statement to Deposit  
Account 02-0200

Respectfully submitted,

Felix J. D'Ambrosio



Registration No. 25,721

Date: July 28, 2004

B/O Form PTO-1449  U.S. Department of Commerce Patent and Trademark Office	Atty. Docket Number  <b>BELL3001/FJD</b>	Serial Number  <b>09/884,955</b>
Information Disclosure Statement by Applicant	Applicant  <b>Johann BELLER et al</b>	Filing Date  <b>June 21, 2001</b>
		Group  <b>2855</b>

## **U.S. Patent Documents**

## **Foreign Patent Documents**

**Other Documents (Including Author, Title, Date, Pertinent Pages, Place of Publication, Etc.)**


*Examiner* \_\_\_\_\_ | *Date Considered* \_\_\_\_\_

**EXAMINER:** Initial if citation is considered, whether or not citation is in conformance with MPEP 609; Draw a line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.